

State of New Hampshire DEPARTMENT OF ENVIRONMENTAL SERVICES

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April 24, 2003

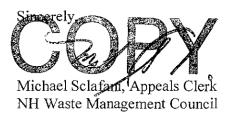
Richard W. Head, Esq. NH DOJ 33 Capitol Street Concord, NH 03301-6397 Brian K. Gould, Esq. Brown, Olson & Wilson 501 South Street Concord, NH 03304

Re: <u>Docket No. 01-10 WMC - Casella Waste Management, Inc. Appeal</u>

Gentlemen:

Please find enclosed, relative to the above captioned matter, the NH Waste Management Council's April 24, 2003 Decision & Order relative to the January 28, 2003 Request for Stay filed by Philip J. O'Brien, Ph.D., Director of the NH Waste Management Division.

If you have any questions please contact me at (603) 271-6072, or by email at msclafani@des.state.nh.us



cc: G. Bradley Richards, Chairman, NH Waste Management Council Philip J. O'Brien, Ph.D., Director, DES Waste Management Division Mark R. Harbaugh, DES Legal Unit Richard S. Reed, DES WMD Wayne A. Wheeler, DES WMD

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STATE OF NEW HAMPSHIRE WASTE MANAGEMENT COUNCIL

Decision & Order

Request for Stay

Docket No. 01-10 WMC

Appeal of Casella Waste Management, Inc. In re: Permit No. DES-SW-LP-93-508

On January 28, 2003 Philip J. O'Brien, Ph.D., filed a Request for Stay with the NH Waste Management Council ("the Council") on behalf of the Department of Environmental Services, Waste Management Division ("DES"). In his filing Dr. O'Brien requested that the appeal in this matter continue to be stayed until a final determination is made, relative to a reapplication by the appellant in the course of ongoing settlement negotiations.

On April 24, 2003, and in accordance with Env-WMC 203.25 <u>Continuance</u>, the NH Waste Management Council **GRANTED** the Request for Stay with the following two stipulations:

1. Further action by the Council will be stayed until June 30, 2003.

2. If, by June 30, 2003, the parties have not reached a settlement, all parties to this appeal are hereby ordered to appear before the Council at its July 24, 2003 meeting and provide the Council with a status report plattice as settlement negotiations.

So Ordered for the Council by:

Dated April 24, 2003

Michael Solafani, Appeals Clerk